App F IX 4

Previous References
Rd 50-41 (120, 140, 159, 164)
50-41 (165, 166)

1945-46 (Rd)

File No 40-45
Serial Nos 51/52

Later References
Rd 39-46 (M. & T.)

GENERAL AND REVENUE SECRETARIAT

Serial Nos REC

Part B for Madras

SUBJECT

Payment of revised scale & Conditions in respect of the Construction of bunds in connection with the Cauvery-Mettur reservoir

L 12-316-45 & 7.5-46.

To Rd Comm
Rs Loss Adj
Comptroller &
Ch Engr for
Roads

Sanction the

3654/C

General and Revenue Secretariat | File No | of 194 | [App F III-2

Serial No

From the Municipal Commissioner
A.C. 7/43, dt 20-11-43

Requests orders of Govt on the resolution dt 29-9-43 of the City Municipal Council in regard to payment of revised rates to the Municipal Contractor in respect of the construction of the Grain Bazar Shops and the Fish and Poultry Stalls behind Mutton Market

1) Construction of Seven Shops in Grain Bazar

1) Amount of the Sanctioned Estimate Rs 7280/-

2) Amount as per Sanctioned rates Rs 6075-

3) Amount as recommended by the Municipal Engr & approved by the City Municipal Council Rs 16700-

Construction of Fish and Poultry Stalls

1) Sanctioned Estimate Rs 10200/-

2) Amount as per Sanctioned rates Rs 6289

3) Amount as recommended by the Municipal Council Rs 13900-

2) For orders

3) The opinion of the Chief Engineer for Roads & Buildings may be obtained on the above proposal

4) [illegible]

OFFICE OF THE CHIEF ENGINEER OF ROADS & BUILDINGS BANGALORE

NOTE—Contn Sheet

File No[illegible] of 194

General and Revenue Secretariat

Serial No

U 0181
17 + 46.

BANGALO

Memo no HO 116 dated 14/12/45
Forwarded with compliments to the Chief Engineer for Roads and Buildings, for favour of opinion on the above proposal of the Municipal Commissioner, Bangalore city

By order

[illegible]
14/12/45
For Revenue Secretary

d Revenue
'ariat

3684/L

U.O.reference No 116 dated 14-12-1945 from the Revenue Secretary to Government, regarding payment of enhanced rates to the contractor in connection with Grain Bazaar Shops.

U O No 223 Dated the 21st/23 January 1946.

Returned with compliments

2. b) As per Order No P W 7069-70 dated 30-3-1943, a rate up to 25 per cent over the 41-42 schedule rates may be passed The works referred to were entrusted to the contractor in February 42 and July 42 respectively and these being small works, should have been completed in a period of 6 months It would be creating a bad precedent in the case of tender works to pass rates out of all proportion to the tender rates

~~3~~) At best, an enhancement of 25 per cent over the 41-42 schedule rates, may be passed as per Governmert Orde- No P W 7069-70 dated 30th March 1943 (copy of which is enclosed for ready reference)

Secretary to Government,
Revenue Department,
with compliments.

Chief Engineer for Roads and Buildings

K G 21st 23/1/46

23/1/46

Submitted for perusal and orders.

9 The above observations will be Communicated to the ML under the will be requested to state if the enhancement of 25 percent over the 41-42 schedule rates may not be considered sufficient to meet the claim accepted. Revised

30/1/46 31/1/46 25/1/46

Minister for Ed M & P/H 26/1/46

Draft letter for Minister please

Sd/-
31/1/46

(3) Submitted with a draft letter

Sd/-
4/2/46

(4) Approved

Sd/-
4/2/46

To: Municipal Commissioner
Letter No. 7455 dated 5-2-46
Calls for the above information

From the Municipal Commissioner Bombay City
A.C. 7/43, dated 16-3-46

Submitted

States that the rates recommended by the Chief Engineer, with an enhancement of 20% over the schedule rates of 1941-42, is too low and do not even reach 50% of the recommended rates, and requests sanction to pass the rates recommended by the Municipal Council, as they compare favourably with the rates that are being paid by the P.W.D. during 1944-45 & 45-46

(1) For formal and orders

Sd/-
4/2/46

Sd/-
28/3

To The Hon Chief Engineer has reported that the rates recommended by the Chief Engineer & Surveyor with an enhancement of 25% over the schedule rates of 1941-42 seem to be low & do not even cover 50% of the recommended rates

17 It is stated that the work of erecting these buildings was started in the year 1944-45 and not earlier & that there was no delay on the part of the Contractor as in the case of the first & Fully stalls, there was delay in handing over the acquired land to the Contractor and that in the case of the grain shop & cow sheds, cement & steel were not supplied in time to him. It is therefore recommended that he may be given the rates paid by the P.W.D. for the departmental works in 1944-45 & 1945-46 as they would compare favourably with the rates recommended by the Hon'ble.

18) The Hon Chief finally recommends that the rates passed by the Hon'ble Minister may be approved & sanctioned for orders.

19) Submitted with regret to the orders of Hon'ble Minister at Panaji 10th Sept.

New Delhi
29/8/45

Panaji 6th Sept 45

Supra

820/250

-4-
-3-45-45

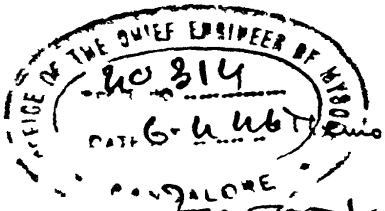
and reasons recorded to
; Index file wherein the
as recommended by the Engineer-in-
appointed Contractor and in accordance
-with the terms (vide para
20 above)

65/33

Are we bound under the Contract to pay higher rates

21) When the Chief Engr for R+B gives an opinion, is there anything Special to warrant the inference that the rates suggested by that officer are unduly low? Please Consult them again W/R to the report of the Commr

30/3/46



Forwarded with compliments to the Chief Engineer for Roads & Buildings for further remarks in the light of the opinion now received from the Municipal Commissioner

5-4-46

No 321/46 W/46 3/4/46

23 Returned, with compliments-

2 I have already furnished my opinion in the matter and there is nothing more to add

Secretary to Government,
Revenue Department

Chief Engineer for
Roads and Buildings

8/4/46

6-9-45
L

24) Invited write a draft letter

25) Jmentree
for
11/4/46

Thu
11/4

To. The M.I for Bcity

L 10872 of 12-4-46

calls for a copy of the agreement executed by Mr Thuiver Nallathra, Contractor

From the Municipal Comm Bcity

A2-C-43/45 of 26-4-46

states that the agreement executed by Mr M Munnaenkutathra, Contractor, has been sent to the District Judge's Court, Bcity as per Court order and that as soon as it is received back from the Court a copy of the same would be sent to you

26) Information regarding the terms of the Contract and its binding force to pay him as stated is not available as the M.I Court has not been able to send a copy of the agreement executed by the Contractor

27) The Chief Engineer for Roads and Buildings who was consulted also in the matter has stated that he has nothing more to add

TYPING SECTION
11 APR 1946
GEN & PRV SECTT

previous opinion furnished on 23-1-46.

2) As against the opinion of the Chief Engineer, the Municipal Commr Bangalore city, has urged the following grounds in support of the proposal to pay enhanced rates -

1) the rates recommended by the Municipality compare favourably with the rates that are being paid by the P.W Dept in the year 1944-45 and 1945-46

2) the works in question were started in the year 1944-45 and completed during the same year

Chief Engineer in para 3 states that the works were entrusted to the contractor relatively late in April 42 adds that they should have been completed early

3) that the delay in finishing the Grain Bazaar Shops, was due to delay in handing over the required land to the Contractor and also want of timely supply of cement and steel to the Contractor

The Chief Engineer considers that there was delay on the part of the contractor in completing the work.

4) Refer paras 20 & 21 of the notes submitted

5) It will be seen from the above that there is difference of facts as stated by the C-E in paras 6 & 7 supra &

V-7-46

Letter dated 12/19/46

to the Municipal Council's

from Theatre for consideration of the

for status by the Municipal Council meeting

accepted

3rd) for index - respectfully 20/20/46

Reviewed by Zoning

3rd) The Municipal Council may be

recommended it does not appear

accepted it does not appear

for no faculty has Ph.D. Should

given us the Contractor

not be denied is a Contract

working under the Control

of the Municipal Faculty. This

Rules be Showing an Violations

distinction

Munster for Ed M & PH)

1/5/46

1/5/46

2/5/46

Dr. for 2/5/46

12/12/46

7646

Dated with a request

JM
3/5/66

issue as revised, attached

[illegible]

To The Municipal Treasurer B'ham
" Comptroller
" C-S for Rpts
L 12316-X / HH 40-45-S-2 of 7-5-46
Sanctions the proposal

13

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

PUBLIC WORKS DEPARTMENT

Read —

G. O. No P.W 1933-34 dated 4th September 1942 according approval to the continuance of the approved schedule of rates for 1941-42 till conditions arising out of war come to normal

2 Correspondence ending with letter No 12777-9 dated 22nd January 1943 from the Chief Engineer of Mysore, reporting that due to sudden fluctuation in the market and labour conditions due to war, the schedule of rates for 1941-42 is un-workable and recommending that the approved rates be enhanced by 25 per cent under all items for moffusil places and by 50 per cent for Bangalore and Kolar Districts

3. U O. Note No 474/Spl. dated 24th February 1943, from the Comptroller of Mysore on the subject

---

ORDER No P.W. 7069-70 Dated, Bangalore, 30th March 1943

After careful examination of all the aspects of the question Government are pleased to direct that a rate up to 25 per cent over the schedule rates may be passed by the Chief Engineer in the case of -

(1) Maintenance works of roads and buildings, and
(2) Works that are being carried out under piece work system

2. A rate up to 12½ per cent over the schedule rates may be passed after scrutiny, by the Superintending Engineers in the case of all other works

3. The above increases should be deemed as the maximum, and care should be taken to see that these increases are not allowed -- -- automatically

4 Individual cases where greater increases than those mentioned above are found absolutely necessary, may be submitted to Government for sanction.

2

Sd/- G Subba Rao,

For Secretary to Government,
Public Works Department.

"C O P Y"

G G Rajan

Chief Engineer for Roads
and Buildings

A K./28th.

7646

Subd with a request

JAL
3/5/66

issue as revised, attached

for
3/5/66

To The Municipal Treasurer
" Comptroller
" C-E for Rpts

L 12316-X / MH 40-45-S-2 of 7-5-66

Sanctions the proposal

13

Bangalore,

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

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4 Individual cases where greater increases than those mentioned above are found absolutely necessary, may be submitted to Government for sanction

Sd/- G. Subba Rao,

For Secretary to Government,
Public Works Department.

"C O P Y"

Chief Engineer for Roads
and Buildings

A K./28th

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

PUBLIC WORKS DEPARTMENT

Read —

No A2-C 7/43

City Municipal Offices,
Bangalore, Dated 20th November 1945

From

Safi Darashah, Esq , B A ,
Municipal Commissioner, Bangalore City.

To

J B Mallaradhya, Esq , M A ,
Secretary to the Government of Mysore,
Revenue Department, BANGALORE

Sir,

Subject - Re payment to the contractor Mr Munivenkatappa in accordance with the revised rates in respect of the construction of the Grain Bazaar shops and the Fish and Poultry Stalls behind Mutton Market

---

Adverting to Government Order No L 7158-60/M1 50-41-106 dated 10-2-1942 sanctioning an estimate for Rs 7280/- for the construction of seven shops in Grain Bazaar, City New Market, Bangalore and to Government Order No L 1397-9/M1 50-41-164 sanctioning an estimate for Rs 10,200/- for the construction of Fish and Poultry Stalls behind Mutton Market, I have the honour to state that the works referred to above were entrusted to the contractor Mr Munivenkatappa at the sanctioned estimated rates and that the construction of the shops in the Grain Bazaar street has been brought to completion The construction of the Fish and Poultry Stalls is under progress

2 The Municipal Engineer has reported that, owing to the very high prices pr materials and the extreme difficulty felt in securing labour under present abnormal conditions, the contractor to whom the works were entrusted has suffered a heav loss and further recommended that in the circumstances reported in his letter dated 22-5-1945 (copy enclosed), the contractor might be paid for the construction of Fish and Poultry Stalls a sum of Rs 13,900/- as against Rs 6.289/- as per sanctioned rates and a sum of Rs 16,700/- as against 6,075/- at the sanctioned rates for the work of constructing the seven shops

3 The recommendation of the Municipal Engineer was placed

placed before the ~~Municipal~~ Managing Committee on 14-8-1945 and the latter opined that the Contractor might be paid an additional sum of Rs 3500/- only with regard to the construction of Grain Bazaar shops in full settlement and at the revised rates for the construction of the Fish and Poultry Stalls subject to the agreement for the completion of the work within six months The Municipal Council before whom this was placed have passed a resolution on 29-9-1945 approving the recommendation of the Municipal Engineer in toto to make payment to the contractor in accordance with the revised rates

3 Copies of the proceedings of the Managing Committee and those of the Municipal Council referred to above are herewith forwarded together with the copy of the revised rates in respect of the works in question for favour of obtaining orders of Government on the resolutions of the Council

I have the honour to be,
Sir,
Your most obedient servant,

Forwarded with compliments

Hon President 21/11/45

MUNICIPAL COMMISSIONER

21/11

21/11

Immediate / 7955/R
5246

To

The Municipal Commr Bezwada

Re payment to the Contractor Mr Munivenkatappa in accordance with the revised rates in respect of the construction of the Grain Bazaar Shops and Fish and poultry stalls behind Sultan Market

Sir,

with reference to your letter No A2 c 9/43, dated 20-11-45 on the above subject, I am directed to state that the Chief Engineer for Roads and Buildings who was consulted in the matter, has expressed the opinion

that an enhancement of 25%
the 1941-42 Schedule rates, may
raised in this case, in accordan
with GO No D-W 7064-70, dated 3
it would be creating a bad pr
the case of tender works to pass o
the all proportion to the tender
I am to enquire if an enhance
25% over the 1941-42 Schedule r
not be considered sufficient
claim passed accordingly
The records accompany for all
and return with your replies

Yours
for Re

Note worn with enlarged
Executive Engineer
Superintending Engineer
Chief Engineer
Secretary
Minister

February 46

Revenue Department

The Municipal Commissioner,
Bangalore City.

Sir,

Re payment to the contractor Mr Munivenkatappa in accordance with the revised rates for the construction of the Grain Bazar, Shops and the Fish and Poultry Stalls -- behind the Mutton Market.

With reference to your letter No C 7/4, dated 20th November 1945 on the above subject, I am directed to state that the Chief Engineer for Roads and Buildings who was consulted in the matter, has expressed the opinion that an enhancement of 25, over the 1941-42 Schedule rates, may be passed in this case, in accordance with Government Order No P 706 70, dated 30th March 1942.

These works were entrusted to the contractor in February 1942 and duly completed, and being small works, they should have been completed within a period of six months. It would be creating a bad precedent in the case of these works to pass orders out of all proportion to the time taken.

I am to enquire if an enhancement of 25 over the 1941-42, schedule rates may not be considered sufficient and the claim passed accordingly.

The records accompany for reference and return with your reply.

I have the honour to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Revenue Department

Clean Copy

No A2 C 7/43

CITY MUNICIPAL OFFICES,

Bangalore dated 16th March 1946

FROM

SAFI DARASHAH, ESQ, B A
Municipal Commissioner,
Bangalore City

To

J B Mallaradhya, Esq, M A,
Secretary to the Government of Mysore
Revenue Department, Bangalore

Subject - Payment to the contractor Mr Munivenkatappa in accordance with the revised rates in respect of the construction of the Grain Bazaar shops and the Fish & Poultry stalls behind the Mutton Market

SIR,

With reference to your letter No L 7955/R dated 5-2-1946 re the above, I have the honour to state that the rates recommended by the Chief Engineer with an enhancement of 25% over the schedule rates of 1941-42 seem to be too low and do not even reach 50% of the recommended rates The rates recommended by the Municipality compare favourably with the rates that are being paid by the Public Works Department in the year 1944-45 and 45-46

2 The work of constructing Fish & Poultry stalls was started in the year 1944-45 The roofing and other works to complete the Grain Bazaar shops were also started and finished in 44-45

3 The work of Fish & Poultry stalls could not be started earlier on account of the delay in handing over the acquired land to the contractor The delay in finishing the Grain Bazaar shops was due to want of timely supply of cement and steel

4 A statement showing the proposed rates as approved by the Municipal Council and enhanced rates as recommended by the Chief Engineer is herein enclosed for kind perusal

5 In the above circumstances I request you to

to kindly obtain sanction of Government to pass the rates recommended by the Municipal Council.

The connected papers accompany.

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner.

bsr/-

OFFICES,

Immediate.

D872 & 12-4-46

subj:- payment to the contractor Mr Munivenkatappa in accordance with the revised rates in respect of the construction of the Grain Bazaar Shops and the Fish and poultry stalls behind the Fenton market-

Sir,

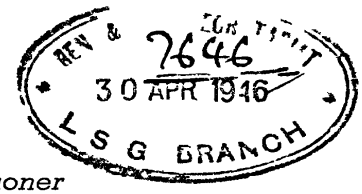
With reference to the correspondence ending with your letter No A2.C/43 dated 16-3-46 on the above subject I am directed to request you to forward a copy of the agreement executed by Mr Munivenkatappa, Contractor,

No 42 C 43/45

CITY MUNICIPAL OFFICES,

Bangalore dated 26th April 1946

RL 40-45-57



FROM

SAFI DARASHAH, ESQ., B A
Municipal Commissioner
Bangalore City

To

J B Nallaradhya, Esq., M A.,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

Sub - Payment to the contractor Mr M Munivenkatappa the revised rates in respect of the construction of Grain Bazaar shops and the Fish and Poultry stalls behind the mutton market

SIR,

---oOo----

With reference to your letter No L 10872 dated 12-4-1946 regarding the forwardal of a copy of the agreement executed by Mr Venkatappa, I have the honour to state that it is reported by the Municipal Engineer that the agreement executed by the said contractor has been sent to the District Judge's Court, Bangalore as per court order As soon as it is received back from the court, a copy of the same will be sent to Government

I have the honour to be,
Sir,
Your most obedient servant,

Darashah

Municipal Commissioner

hsr/-

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to 7646

Section Mul

File No 40-45

Serial No 52

General and Revenue Secretariat

( )

the *194*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 7.5 1946

Signed by

Read—Lr no L 7158-60/Mul 50-41-166 & 10.2.42 Sanctioning an estimate for Rs 7280 for the construction of seven shops in the grain Bazaar street near the Bangalore city-Market, the work being entrusted to Mr N Munivenkatappa, Contractor

2) Govt L 1397-9/Mul 50-41-164 & 31.7.1942 Sanctioning an estimate for Rs 10,200/- for the construction of a fish & poultry stalls in Bangalore city (certain) the Muthu Nadar,

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

~~Order thereon—No.~~

3)

Correspondence ending with letter no A2 E. 43/45 of 26 th. 1946 from the Municipal Comr. Bangalore city, stating that the above works were entrusted to Mr Munivenkatappa, Contractor for execution & requesting sanction in the circumstances explained to the necessity to effect payment of higher rates to the Contractor for the two works referred to above.

2) HO notes no 223 of 23.1.1946 & no 321 of 30.1.46 ~~& 4.4.46~~ thereon

Order No 4 12316-8

The Municipal Comr. reports that the two works referred to above were entrusted to Mr Munivenkatappa, Contractor, for execution & that while the Shops in the Grain Bazaar have been brought to completion, the construction of fish & poultry stalls is still under progress, he adds that owing to the very high prices of the materials & the difficulty in securing labour the works could not be got done within the amounts of the sanctioned estimates & recommends that

Chief Engr for Roads & Buildings furnishing his opinion on the proposal received views with above proposal

List of Enclosures

Copied by

Examined by

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

(3)

the contractor may be paid Rs 13,900 for the construction of the Fish & Poultry ~~Farms~~ Halls instead of Rs 6,289 as already sanctioned & Rs 6,700/- for the Construction of the Seven shops instead of Rs 6,075 as already sanctioned

2) The Chief Engineer & ~~Chief~~ Roads & Buildings, who was consulted in the matter states that the works which were started in 1962 should have been completed within a period of 6 months & that the grant of extension of all proportions to tender rates would create a bad precedent.

3) The Executive Engineer who was consulted again in this matter reports that the work of construction

the

the Fish & Poultry Stalls was actually started in 1941-42, the delay having been due to the delay in handing over the acquired land to them, as regards the delay in constructing the Main bazaar shops, the delay is said have been due to the untimely supply of cement & steel

4) In the circumstances, reported by the Port are pleased to direct that as revised by the Met at their meeting held on 29.8.1945 the higher rates of charges recommended by the municipal Comr for the shops & stalls noted in above may be sanctioned as a special case

Contracts be awarded to the revised rates as noted below in respect of the buildings as noted below -

for

Dr Rev Lay Supdt

To the Municipal Comr Bangalore

(i) Fish & poultry stalls - Rs 13,900

(ii) Sevenshops in the Main bazaar - Rs 16,700

cf reference revised estimate

" Chief Engr for Roads & Bldgs

" Comptroller Supdt

dpl
3/10

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

R E A D.-

Government Order No.L.7158-60/Ml.50-41-106 dated 10th February 1942 sanctioning an estimate for Rs.7,280/- for the construction of seven shops in the Grain Bazaar Street near the Bangalore City Market, the work being entrusted to Mr. N. Munivenkatappa, Contractor

2.Government Order No.L.1397-9/Ml.50-41-164 dated 31st July 1942 sanctioning an estimate for Rs.10,200/- for the construction of fish and poultry stalls in Bangalore City ~~being~~ the Lutton Market.

3.Correspondence ending with letter No.A2.C1.43/45 dated 26th April 1946 from the Municipal Commissioner, Bangalore City, stating that the above works were entrusted to Mr. Munivenkatappa, Contractor for execution and requesting sanction in the circumstances explained to the resolution of the Municipal Council in regard to the payment of higher rates to the said Contractor for the two works referred to above

4.Un-official notes No.223 dated 23rd January 1946 and No.321 dated 8th April 1946 of the Chief Engineer for Roads and Buildings furnishing his views on the above proposals.

O R D E R NO. L 12316-81 Mil 40-45-52 BANGALORE DATED THE 7 MAY 1946

In the circumstances reported by the Municipal Commissioner Government are pleased to direct that as resolved by the Municipal Council at their meeting held on 29th September 1945 the Contractor be paid revised rates in respect of the construction of the two buildings as noted below -

(i) Fish and Poultry Stalls Rs 13,900/-
(ii) Seven shops in the Grain Bazaar" 16,700/-

for Secretary to Government,
Revenue Department.

The Municipal Commissioner, Bangalore City returning the revised estimate
The Chief Engineer for Roads and Buildings in Mysore
The Comptroller to Government

TKD/5